

CLERK: Okay, Mr. President, there is an amendment offered by Senator Fowler on LB 72. Read. See page 718, Journal.

PRESIDENT: The Chair recognizes Senator Fowler.

SENATOR FOWLER: Mr. President, members of the Legislature, I have checked this amendment with both the Health Department that requested the bill and Senator Marsh, the sponsor of the bill who is not here today. Basically, Senator Marsh's bill as introduced discriminated against women and the decision of how last name would be assigned to a child because it gave the preference to the father's or the husband's last name. This amendment simply makes it an equal treatment, that is, that one among four choices could be used for the last name. Generally I think the custom will remain that it is the husband's last name will be assigned to the child but this amendment is to remove the discrimination that Senator Marsh overlooked in her bill. I would move that that amendment be adopted. Also, Senator Marsh asked me to read a statement of intent dealing with the original bill, to read this in the record, to indicate that one of the purposes of this bill is to allow the child born out of wedlock to acquire the last name of the father after a court determines who the father is in a paternity case. At this time, courts sometimes feel they do not have the authority to change the child's last name in a paternity proceeding. This would require that the name be changed to the father's last name if requested by the mother. That was a statement of intent that the introducer requested that I read into the record. I would move that this amendment be adopted.

PRESIDENT: Any further discussion? The question is the adoption of Senator Fowler's amendment. Record your vote. Record.

CLERK: 33 ayes, 0 nays, 14 present and absent and not excused and 2 absent who are excused and not voting.

PRESIDENT: Senator Cullan.

SENATOR CULLAN: Mr. Chairman and members of the Legislature, I move that LB 72 as amended be advanced to E & R for enrollment.

PRESIDENT: You have heard the motion. Any discussion? All in favor say aye. Contrary say nay. The bill is advanced.

SENATOR CULLAN: Mr. Chairman, I move that LB 96 be advanced to E & R for enrollment.

PRESIDENT: Senator Luedtke, the Speaker, has advised me that there is an error in the description of that bill. That it actually relates to jurisdiction of guardianships and so forth. You move the adoption of the E & R amendments?

SENATOR CULLAN: There are no amendments, Mr. Chairman.

PRESIDENT: Discussion. All in favor say aye. Contrary say nay. They are adopted. Oh, there are none. You were moving the advancement of the bill.

SENATOR CULLAN: I was moving the advancement of the bill.